

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 945**  
91ST GENERAL ASSEMBLY

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Reported from the Committee on Judiciary, April 12, 2001, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

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TERRY L. SPIELER, Secretary.

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**AN ACT**

To repeal sections 488.429 and 494.455, RSMo 2000, relating to funding for court services, and to enact in lieu thereof two new sections relating to the same subject.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 488.429 and 494.455, RSMo 2000, are repealed and two new  
2 sections enacted in lieu thereof, to be known as sections 488.429 and 494.455, to read as  
3 follows:

488.429. 1. Moneys collected pursuant to section 488.426 shall be payable to the  
2 circuit judge or judges of the circuit court of the county from which such surcharges were  
3 collected, or to such person as is designated by local circuit court rule as treasurer of said  
4 fund, and said fund shall be applied and expended under the direction and order of the circuit  
5 judge or judges of the circuit court of any such county for the maintenance and upkeep of the  
6 law library maintained by the bar association in any such county, or such other law library  
7 in any such county as may be designated by the circuit judge or judges of the circuit court of  
8 any such county; provided, that the judge or judges of the circuit of any such county, and the  
9 officers of all courts of record of any such county, shall be entitled at all reasonable times to  
10 use the library to the support of which said funds are applied.

11 **2. In any county of the first classification without a charter form of**  
12 **government and with a population of at least two hundred thousand, such fund**  
13 **may also be applied and expended for that county's or circuit's family services and**  
14 **justice fund.**

494.455. 1. **Each county or city not within a county may elect to compensate**

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

2 its jurors pursuant to subsection 2 of this section except as otherwise provided in  
3 subsection 3 of this section.

4       2. Each grand and petit juror shall receive six dollars per day, for every day he or she  
5 may actually serve as such, and seven cents for every mile he **or she** may necessarily travel  
6 going from his or her place of residence to the courthouse and returning, to be paid from funds  
7 of the county or a city not within a county.

8       [2. Provided that a county or a city not within a county authorizes daily compensation  
9 payable from county or city funds for jurors who serve in that county pursuant to subsection  
10 3 of this section in the amount of at least six dollars per day in addition to the amount  
11 required by subsection 1 of this section, a person shall receive an additional six dollars per  
12 day to be reimbursed by the state of Missouri so that the total compensation payable shall be  
13 at least eighteen dollars, plus mileage as indicated in subsection 1 of this section, for each day  
14 that the person actually serves as a petit juror in a particular case; or for each day that a  
15 person actually serves as a grand juror during a term of a grand jury. The state shall  
16 reimburse the county for six dollars of the additional juror compensation provided by this  
17 subsection.

18       3.] The governing body of each county or a city not within a county may authorize  
19 additional daily compensation and mileage allowance for jurors, which additional  
20 compensation shall be paid from the funds of the county or a city not within a county. The  
21 governing body of each county or a city not within a county may authorize additional daily  
22 compensation and mileage allowance for jurors attending a coroner's inquest. Jurors may  
23 receive the additional compensation and mileage allowance authorized by this subsection only  
24 if the governing body of the county or the city not within a county authorizes the additional  
25 compensation. The provisions of this subsection authorizing additional compensation shall  
26 terminate upon the issuance of a mandate by the Missouri supreme court which results in the  
27 state of Missouri being obligated or required to pay any such additional compensation even  
28 if such additional compensation is formally approved or authorized by the governing body of  
29 a county or a city not within a county. **Provided that a county or a city not within a**  
30 **county authorizes daily compensation payable from county or city funds for jurors**  
31 **who serve in that county pursuant to this subsection in the amount of at least six**  
32 **dollars per day in addition to the amount required by this subsection, a person**  
33 **shall receive an additional six dollars per day to be reimbursed by the state of**  
34 **Missouri so that the total compensation payable shall be at least eighteen dollars,**  
35 **plus mileage for each day that the person actually serves as a petit juror in a**  
36 **particular case; or for each day that a person actually serves as a grand juror**  
37 **during a term of a grand jury. The state shall reimburse the county for six dollars**

38 of the additional juror compensation provided by this subsection.

39           3. In any county of the first classification without a charter form of  
40 government and with a population of at least two hundred thousand inhabitants,  
41 no grand or petit juror shall receive compensation for the first two days of service,  
42 but shall receive fifty dollars per day for the third day and each subsequent day he  
43 or she may actually serve as such, and seven cents for every mile he or she may  
44 necessarily travel going from his or her place of residence to the courthouse and  
45 returning, to be paid from funds of the county.

46           4. When each panel of jurors summoned and attending court has completed its  
47 service, the board of jury commissioners shall cause to be submitted to the governing body of  
48 the county or a city not within a county a statement of fees earned by each juror. Within  
49 thirty days of the submission of the statement of fees, the governing body shall cause payment  
50 to be made to those jurors summoned the fees earned during their service as jurors.